

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**BILLY JONES,**

**Plaintiff,**

**vs.**

**No. 1:13-cv-00741 RB/WPL**

**ESPANOLA MUNICIPAL SCHOOL  
DISTRICT, JANETTE ARCHULETA and  
MARTHA FERNANDEZ,**

**Defendants,**

**Consolidated with**

**BILLY JONES,**

**Plaintiff,**

**vs.**

**No. 1:13-cv-01250 RB/WPL**

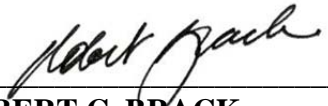
**CHILDREN YOUTH AND FAMILIES  
DEPARTMENT,**

**Defendant.**

**ORDER**

This matter is before the Court on the Stipulated Motion to Dismiss Court III of Plaintiff's First Amended Complaint Against Defendants Espanola Municipal School District and Superintendent Janette Archuleta. (Doc. 65). The parties request the Plaintiff's equal protection claim as alleged in Count III of the First Amended Complaint be dismissed with Prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). The Court finds that this motion should be granted.

**IT IS SO ORDERED.**

  
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**ROBERT C. BRACK**  
**UNITED STATES DISTRICT JUDGE**